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## Attorneys for Defendant ECOLAB INC.

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

# JOYCE SHARON FREDRICKSON and JERRY FREDRICKSON.

## Plaintiffs.

V.

HOLIDAY RETIREMENT CORP.;  
HILLTOP ESTATES; ECOLAB  
INC.; AND DOES 1 THROUGH 25,  
Inclusive.

## Defendants

**Civil Case No.: CIV.S-04-01061 WBS  
CMK**

(Removed from Shasta County Superior Court, Case No. 151501)

# **STIPULATION AND ORDER TO EXTEND DATES PERTAINING TO EXPERT WITNESS DISCLOSURE AND PRE-TRIAL STATEMENTS**

Action Filed: April 22, 2004  
Discovery Cut-Off: May 13, 2005  
Motion Cut-Off: July 1, 2005  
Trial Date: October 25, 2005

WHEREAS the Status (Pre-Trial) Order issued by this Court set June 27, 2005, as the last day for parties to disclose their experts and produce expert reports in accordance with Federal Rule of Civil Procedure 26(a)(2);

WHEREAS the Status (Pre-Trial) Order issued by this Court set August 1, 2005, as the last day for the parties to serve their supplemental expert disclosures and produce supplemental expert reports in accordance with Federal Rule of Civil Procedure 26(a)(2);

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1 WHEREAS the Status (Pre-Trial) Order issued by this Court set  
2 August 10, 2005, as the last day for plaintiffs' counsel to mail or  
3 electronically serve a pre-trial statement pursuant to Local Rule 16.281(b);

4 WHEREAS the parties have agreed to participate in a mediation  
5 before the Honorable Noel Watkins, Ret. on July 22, 2005 at 9:30 a.m. at  
6 420 Pine Street, Red Bluff, California 96080;

7 IT IS HEREBY STIPULATED AND AGREED by and between all  
8 parties, through their respective attorneys of record, that the last day for  
9 the parties to disclose their experts and produce expert reports in  
10 accordance with Federal Rule of Civil Procedure 26(a)(2) will be July 29,  
11 2005;

12 IT IS FURTHER STIPULATED by and between all parties, through  
13 their respective attorneys of record, that the last day for the parties to serve  
14 their supplemental disclosures and produce supplemental expert reports  
15 will be August 12, 2005; and,

16 IT IS FURTHER STIPULATED by and between all parties, through  
17 their respective attorneys of record, that the last day for plaintiffs' counsel  
18 to mail or electronically serve a pre-trial statement pursuant to Local Rule  
19 16-281(b) will be August 17, 2005; and,

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28 IT IS FURTHER STIPULATED that this Stipulation may be signed in

1 counterparts and that facsimile signatures will be accepted.

2 IT IS SO STIPULATED.

3 DATED: June \_\_, 2005

LAW OFFICES OF JAMES A. WYATT

6 By:

James A. Wyatt  
Attorneys for Plaintiffs JOYCE  
SHARON FREDRICKSON and  
JERRY FREDRICKSON

10 DATED: June \_\_, 2005

NISSON & PINCIN

12 By:

Timothy J. Nisson  
Attorneys for Defendant HILLTOP  
RETIREMENT RESIDENCE II  
LIMITED PARTNERSHIP

15 DATED: June \_\_, 2005

BOWMAN AND BROOKE LLP

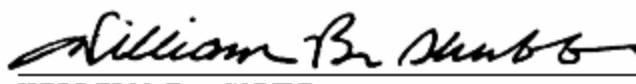
18 By:

Mike H. Madokoro  
Gregory P. Gilmer  
Attorneys for Defendant  
ECOLAB INC.

22 **ORDER**

23 IT IS SO ORDERED.

25 DATED: June 15, 2005

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WILLIAM B. SHUBB  
FEDERAL DISTRICT JUDGE  
PROOF OF SERVICE  
1013A (3) CCP Revised 5/1/88

1  
2 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

3 I am employed in the County of Los Angeles, State of California. I am over  
4 the age of 18 years and not a party to the within action; my business  
address is 879 West 190th Street, Gardena, California 90248.

5 On June 14, 2005, I served the foregoing document(s) described as  
6 **STIPULATION AND ORDER TO EXTEND DATES PERTAINING TO**  
**EXPERT WITNESS DISCLOSURE AND PRE-TRIAL STATEMENTS** to all  
7 interested parties [X] by placing a true copy thereof enclosed in (a) sealed  
envelope(s), addressed as follows:

8  
9 **SEE ATTACHED SERVICE LIST**

10 **[X] BY U.S. MAIL:** [X] As follows: I am "readily familiar" with the firm's  
11 practice of collection and processing correspondence for mailing. Under  
12 that practice it would be deposited with the U.S. postal service on that same  
13 day, during the ordinary course of business, with postage thereon fully  
14 prepaid at Gardena, California. I am aware that on motion of the party  
15 served, service is presumed invalid if postal cancellation date or postage  
16 meter date is more than one day after date of deposit for mailing in affidavit.

17 **[ ] BY PERSONAL SERVICE:** I caused to be delivered such envelope  
18 by hand to the addressee.

19 **[ ] BY FACSIMILE:** The document(s) were transmitted by facsimile  
transmission to each of the parties at the facsimile number(s) listed on the  
20 attached service/mailing list and the transmission(s) reported as complete  
21 and without error. The facsimile machine I used complied with the California  
22 Rules of Court, Rule 2003 and no error was reported by the machine.  
Pursuant to California Rules of Court, Rule 1006(d), I caused the facsimile  
23 machine to print a transmission record of the transmission.

24 Executed on June 14, 2005, at Gardena, California.

25 **[X] (FEDERAL)** I declare that I am employed in the office of a member of  
the bar of this court at whose direction the service was made.

26  
27  
28  
\_\_\_\_\_  
Vivian Gomez

1      **Joyce Sharon Fredrickson, et al. v. Holiday Retirement Corp., et al.**

2      United States District Court, Case No. CIVS-041061 WBS GGH

3      (Removed from Shasta County Superior Court, Case No. 151501)

4      **Service List**

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JERRY FREDRICKSON  
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HILLTOP RETIREMENT RESIDENCE II  
LIMITED PARTNERSHIP

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